

04-02-01

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Express Mail No.: EL715972939US

Docket No.: 15488/122048

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Divisional Application of:)

BISHOP, *et al.*)

Parent Examiner: Choi, L.)

Parent Serial No.: 08/417,735)

Parent Art Unit: 1713)

Filed Concurrently Herewith March 30, 2001)

For: **METALLOCENE COMPOUNDS AND
USE THEREOF IN CATALYSTS FOR
THE POLYMERIZATION OF OLEFINS**)
)
)

2/a

REQUEST FOR FILING A RULE 53b DIVISIONAL APPLICATION

New York, NY

March 30, 2001

Assistant Commissioner for Patents
BOX PATENT APPLICATION
Washington, DC 20231

Sir:

This is a request for filing a divisional application under 37 CFR Section 1.53(b) of prior pending U.S. Application Serial No. 08/417,735, filed April 5, 1995.

1. [x] The filing fee has been calculated as shown below (claims pending in the parent application less any claims cancelled by Amendment below):

For	<u>Col. 1</u> No. Filed		<u>Col. 2</u> No. Extra	<u>Small Entity</u> Rate Fee	or	Other Than A <u>Small Entity</u> Rate Fee
Basic Fee:				\$355	or	\$710
Total Claims:	16-20=	x	0	x9 =0	or	x18 =
Indep. Claims	3-3=	x	0	x40 =0	or	x80 =
[] Multiple Dependent Claims Presented				+ 135 =	or	+ 270 =
Total:						\$710.00

*If the difference in Col. 1 is less than zero, enter "0" in Col. 2.

- a. ☒ A check in the amount of \$710.00 to cover the filing fee is enclosed. If our check is missing or otherwise insufficient, or if any additional fees are required, please charge (or credit any overpayment) to Deposit Account No. 02-4467.
- b. ☐ Please charge our Deposit Account No. 02-4467 in the amount of \$__. A duplicate copy of this paper is enclosed.
2. ☒ For this divisional application and the parent application the Commissioner is hereby authorized to charge payment of the following fees, or to credit any overpayment, to Deposit Account No. 02-4467. A duplicate copy of this paper is enclosed.
- ☒ Any patent application processing fees under 37 CFR Section 1.16 not otherwise paid by check.
- ☒ Any patent application processing fees under 37 CFR Section 1.17 not otherwise paid by check.
- ☒ Any additional Assignment recording fees under 37 CFR Section 1.21 (h) not otherwise paid by check.
3. ☒ Amend the specification by inserting before the first line, the sentence (entire genealogy should be set forth): "This is a divisional of U.S. Application Serial No. 08/417,735, filed, April 5, 1995. (Now allowed.)"
4. ☒ Please cancel pending claims 1-22 before calculating the filing fee.
5. ☒ A Preliminary Amendment is enclosed. Please enter it before calculating the filing fee.
6. ☒ The prior application is assigned of record to Montell Technology Company B.V.
7. ☐ The prior application is not assigned. An Assignment to _____ and a Recordation Form Cover Sheet are enclosed along with a \$__ check to cover the recording fee.
8. ☒ Address all future communications to:
- Whitney Wilson, Esq.
BRYAN CAVE LLP
245 Park Avenue
New York, New York 10167-0034
(202) 508-6112

9. ☒ Address all future telephone calls to:
- Whitney Wilson, Esq.
BRYAN CAVE LLP
(202) 508-6112
10. ☒ Please enter all papers (e.g., Request for Reconsideration, Amendment, Rule 131 Declaration, Rule 132 Declaration, Information Disclosure Statement) that were refused entry in the parent case and consider them before issuing the first official action in this case.
11. ☐ A verified statement claiming small entity status under 37 CFR Section 1.27 is enclosed.
12. ☐ A verified statement claiming small entity status under 37 CFR Section 1.27 appears in U.S. Application Serial No. _____, filed _____, and small entity status is requested for this application as well.
13. ☒ Priority is hereby claimed under 35 USC Sec. 119 based on Appln. No. MI94 A 0-00645, filed 04/06/94, in Italy.
- a. ☒ Certified copies of the priority document is already of record in U.S. Application Serial No 08/417,735 filed April 5, 1995.
- b. ☐ The certified priority document(s) is(are) enclosed herewith for filing in this continuing case.
- c. ☐ The certified priority document(s) will be forwarded later.
14. ☒ The current power of attorney is to Maurice Stiefel, et al. The power is of record in U.S. Application Serial No. 08/417,735 filed April 5, 1995.
15. ☐ A new associate power of attorney is enclosed
16. ☐ A petition for extension of time in the parent application is enclosed so that the parent application will be pending as of the time this paper is filed.

Respectfully submitted,

By: 

N. Whitney Wilson
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Divisional Application of:)

BISHOP, *et al.*

Parent Serial No. 08/417,735, filed April 5, 1995) Parent Art Unit: 1713

Filed Concurrently Herewith On March 30, 2001) Parent Examiner: Choi, L.

For: **METALLOCENE COMPOUNDS AND USE THEREOF IN CATALYSTS
COMPONENTS IN THE POLYMERIZATION OF OLEFINS**



CERTIFICATE OF EXPRESS MAILING

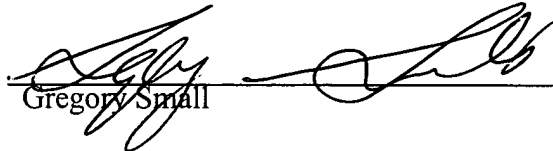
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Date of Deposit: March 30, 2001

I hereby certify that the following:

- [x] This Certificate of Express Mailing (1 p.)
- [x] Request For Filing Rule 53b Divisional Application (3 pp. in duplicate)
- [x] Preliminary Amendment (9 pp.)
- [x] Copy of specification, claims, abstract, Declaration and Power of Attorney, and Assignment from parent application
- [x] Check in the amount of \$710.00 for filing fee of Divisional
- [x] Information Disclosure Statement and PTO-1449 Form (3 pp.)
- [x] Copy of Notice of References Cited by Examiner (PTO-892 Form) of Parent Application (1 pp.)
- [x] Return Postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR Section 1.10 on the Date of Deposit indicated above in an envelope addressed to the Box Patent Application, Commissioner for Patents, Washington, DC 20231.



Gregory Small

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